

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9392 of 2022

Arising Out of PS. Case No.-222 Year-2020 Thana- AURAI District- Muzaffarpur

1. GEETA DEVI W/o Raghunath Sah Resident of Village - Nayagoan , Tole Usri Besi, P.s.- Aurai, Distt.- Muzaffarpur.
2. Gita Devi @ Sita Devi W/o Nandkishore Sah Resident of Village - Nayagoan , Tole Usri Besi, P.s.- Aurai, Distt.- Muzaffarpur.
3. Sunita Devi W/o Ganesh Sah Resident of Village - Nayagoan , Tole Usri Besi, P.s.- Aurai, Distt.- Muzaffarpur.
4. Priyanka Kumari @ Priyanka Devi W/o Raghvendra Sah Resident of Village - Nayagoan , Tole Usri Besi, P.s.- Aurai, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 02-09-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 323, 307, 325, 504 and 302 of the Indian Penal Code.

Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and are women and the informant alleged that on 13.11.2020 at about 3:00 PM, informant's husband, Raj Kumar Sah and Neelam Devi were at informant's house and started assaulting the informant's



husband and Raj Kumar on account of land dispute, it is next alleged that Ganesh Sah assaulted with katta on head of informant's husband injuring him, thereafter Dharmendra assaulted with sword causing injury on left hand next Raghvendra Sah assaulted with shaft and further Nand Kishore Sah assaulted with *tangi* causing injury to Raj Kumar Sah on both of his hands, further Mahendra Sah assaulted with *farsa* causing injury on legs of Raj Kumar Sah, thereafter it is alleged that Anjit Sah assaulted Raj Kumar Sah with an axe and thereafter the petitioners assaulted both the victims and injured them, thereafter it is alleged that on account of assault the husband and Raj Kumar Sah died.

Learned counsel for the petitioners submits that from of the allegation as alleged in the FIR, it would manifest that the informant has specifically alleged that who were the accused who assaulted her husband and Raj Kumar Sah, it is next submitted that petitioners being female and family members of Ganesh Sah and others came to be implicated with general and omnibus allegation that they assaulted both the victim. It is next submitted that no specific overt act of assault is alleged any of the petitioners.

Learned A.P.P. for the State opposes the prayer for



anticipatory bail of the petitioners and the fact that petitioners are women in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Aurai P.S. Case No. 222 of 2020 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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